

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Ernest M. Espinoza,

Complainant,

vs.

AT&T Communications of California, Inc.,

Defendant.

(ECP)

Case 04-12-018

(Filed December 22, 2004)

**ADMINISTRATIVE LAW JUDGE'S RULING
ON SUBMISSION OF PROCEEDING**

Ernest M. Espinoza (Complainant) seeks a refund of \$240 from AT&T Communications of California, Inc. (AT&T) for alleged improperly billed calls over a two-year period. AT&T states that Complainant's line was tested on at least five separate occasions and no trouble identified on the line that would allow calls to be made other than through normal use of a telephone on Complainant's premises. Since AT&T filed its answer to the complaint, there have been no unauthorized calls made, and there is no need for a hearing.

Therefore, **IT IS RULED** that this matter is submitted for decision based on the pleadings as filed by the parties.

Dated June 27, 2005, at San Francisco, California.

/s/ BERTRAM D. PATRICK

Bertram D. Patrick
Administrative Law Judge

CERTIFICATE OF SERVICE

I certify that I have by mail this day served a true copy of the original attached Administrative Law Judge's Ruling on Submission of Proceeding on all parties of record in this proceeding or their attorneys of record.

Dated June 27, 2005, at San Francisco, California.

/s/ FANNIE SID

Fannie Sid

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, e.g., sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074, TTY 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.